



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/763,088	01/22/2004	Jannis G. Stavrianopoulos	Enz-61(D5)

Ronald C. Fedus, Esq.  
 Enzo Life Sciences, Inc.  
 c/o Enzo Biochem, Inc.  
 527 Madison Avenue (9th Floor)  
 New York, NY 10022-4304

CONFIRMATION NO. 6065

## FORMALITIES LETTER



\*OC000000013499949\*

Date Mailed: 08/11/2004

## NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
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Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read "Shumac", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Jannis Stavrianopoulos, et al. )  
Serial No.: 10/763,088 )  
Filed: January 22, 2004 )  
Title: LABELING REAGENTS AND LABELED TARGET )  
COMPRISING NONMETALLIC PORPHYRINS )

Group Art Unit: 1634  
Examiner: Not Yet Known

527 Madison Avenue, 9th Floor  
New York, New York 10022  
July 25, 2005

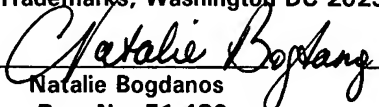
**FILED BY EXPRESS MAIL**

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**REPLY TO AUGUST 11, 2004 NOTICE TO COMPLY WITH REQUIREMENTS FOR  
PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO  
ACID SEQUENCE DISCLOSURES – FILING DATE GRANTED**

Dear Sirs:

This reply is directed to the Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures – Filing Date Granted ("the Notice") that was mailed on August 11, 2004 in connection with this U.S. Patent Application, Serial No. 10/763,102 (the "'088 application"). A copy of the Notice is attached as Exhibit A.

EXPRESS MAIL CERTIFICATE	
"Express Mail" Label No.: <b>EV655204852US</b>	
Deposit Date:	<b>July 25, 2005</b>
I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231.	
 Natalie Bogdanos Reg. No. 51,480	<b>7/25/05</b> Date

Enz-61(D5)

Jannis Stavrianopoulos, et al.

Serial No. 10/763,088

Filed: January 22, 2004

Page 2 (Reply to August 11, 2004 Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures – Filing Date Granted) – July 25, 2005)

In response to the Notice, Applicants, through their attorney, submit:

1. a copy of a concurrently filed Petition Under 37 C.F.R. §1.37(b) to Revive an Unintentionally Abandoned Application, annexed herein without its attachments as Exhibit B; and
2. an Amendment, attached herein as Exhibit C, and its attachment identified as Appendix 1, consisting of an initial paper copy of a Sequence Listing as filed on February 3, 2003 in connection with the parent application to this '088 application, namely, U.S. Patent Application Serial No. 10/096,075, along with a copy of the self-addressed stamped postcard acknowledging receipt by the United States Patent and Trademark Office Mailroom of said Sequence Listing, attached as Appendix 2.

In connection with this Reply and the concurrently submitted Amendment herewith, Applicants, through their attorney, request that the Sequence Listing, including the compliant computer readable form thereof, submitted to the United States Patent Office on February 3, 2003 in connection with the parent application of this '088 application, namely, U.S. Patent Application, Serial No. 10/096,075 (the "'075 application"), be made of record in this '088 application. In accordance with 37 CFR §1.821(e), Applicants state that the Sequence Listing, including the compliant computer readable form thereof already on file in connection with Applicants' '075 application, is identical to the Sequence Listing contained in this '088 application. This '088 application is a divisional of the '075 application.

No fee is believed due in connection with this Reply or the documents submitted herewith other than the fee that is due in connection with the aforementioned Petition Under 37 C.F.R. §1.137(b) To Revive An Unintentionally

**ENZ-61(D5)**

Jannis Stavrianopoulos, et al.

Serial No. 10/763,088

Filed: January 22, 2004

Page 3 (Reply to August 11, 2004 Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures – Filing Date Granted) – July 25, 2005)

Abandoned Application. If any fee or fees are due, the United States Patent and Trademark Office is hereby authorized to charge the amount of any such fee to Deposit Account 05-1135, or to credit any overpayment thereto.

If helpful in processing this Reply, the undersigned may be contacted by telephone at (212) 583-0100 during business hours.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Natalie Bogdanos".

Natalie Bogdanos  
Registration No. 51,480  
Attorney for Applicants

ENZO LIFE SCIENCES, INC.  
f/k/a Enzo Diagnostics, Inc.  
c/o Enzo Biochem, Inc.  
527 Madison Avenue (9<sup>th</sup> Fl.)  
New York, New York 10022  
Telephone: (212) 583-0100; Fax: (212) 583-0150

al/USProsecution/Enz-61(D5).ReplyToMissingPts.072505

**ENZ-61(D5)**

TITLE: LABELING REAGENTS AND LABELED  
TARGETS, TARGET LABELING PROCESSES FOR  
USING SAME IN NUCLEIC ACID DETERMINATIONS  
AND ANALYSES

Express Mail Label No. EV143234411US mailed

2/3/03  
First Class Mailing Date

ENCLOSED ARE:

- |   |  |
|---|--|
| <input type="checkbox"/> Application            | <input type="checkbox"/> Response to OA    |
| <input checked="" type="checkbox"/> Declaration | <input type="checkbox"/> Amendment         |
| <input checked="" type="checkbox"/> Drawings    | <input type="checkbox"/> Issue Fee         |
| <input checked="" type="checkbox"/> Assignment  | <input type="checkbox"/> Other (see below) |

- ☒ Petition Under 37 CFR §1.137(b) To  
Revive an Unintentionally Abandoned  
Application, copy of sequence listing  
☐ amendment, statement and declaration  
☐ re sequence listing

Serial No. 10/096,076

Docket No. ENZ-61

BEST AVAILABLE COPY

Please date stamp and return to addressee.

APPLICANT: Jannis G. Stavrianopoulos et al.

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2/3/03  
First Class Mailing Date

TITLE: LABELING REAGENTS AND LABELED  
TARGETS, TARGET LABELING PROCESSES FOR  
USING SAME IN NUCLEIC ACID DETERMINATIONS  
AND ANALYSES

ENCLOSED ARE:

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|---|--|
| <input type="checkbox"/> Application            | <input type="checkbox"/> Response to OA    |
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| <input checked="" type="checkbox"/> Drawings    | <input type="checkbox"/> Issue Fee         |
| <input checked="" type="checkbox"/> Assignment  | <input type="checkbox"/> Other (see below) |

- ☒ Petition Under 37 CFR §1.137(b) To  
Revive an Unintentionally Abandoned  
Application, copy of sequence listing  
☐ amendment, statement and declaration  
☐ re sequence listing

Serial No. 10/096,076

Docket No. ENZ-61



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